

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

MATTHEW MERCER-KINSER,

Defendant.

Case No. 19-20772

Hon. TERRENCE G. BERG

**STIPULATION TO ADJOURN
AND FINDING OF EXCLUDABLE DELAY**

The parties stipulate and agree that the plea cutoff of December 3, 2021, final pretrial conference of December 16, 2021 and the jury trial of January 11, 2022 be continued for approximately 120 days. Defendant has requested this adjournment because defendant needs additional time to review discovery, investigate the case, continue plea negotiations with the government, and prepare for trial if necessary. The government has no objection.

The parties stipulate and agree that based on these reasons, the ends of justice served by a continuance outweigh the best interests of the public and defendant in a speedy trial, and that the time from November 29, 2021 to March 29, 2022 should be excluded from the computation of time under the Speedy Trial Act, pursuant to 18 U.S.C. §3161(h)(7).

SO STIPULATED AND AGREED,

FOR THE UNITED STATES:

s/ Erin S. Shaw

ERIN S. SHAW

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FOR THE DEFENDANT:

s/ Kimberly Stout (with consent)

KIMBERLY STOUT

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Dated: November 29, 2021

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ORDER

Upon this Court's consideration of the parties' stipulation to adjourn the plea cutoff, final pretrial conference and trial, and of the reasons provided by the parties for the exclusion of time under the Speedy Trial Act, and the Court being fully advised of its premises;

IT IS HEREBY ORDERED that the following dates are continued as follows:

Plea Cutoff

March 4, 2022

Final Pre-trial Conference

March 17, 2022 at 10am

Trial

March 29, 2022 at 9am

IT IS FURTHER ORDERED that the time period from November 29, 2021 through March 29, 2022 shall be deemed excludable delay under the provisions of the Speedy Trial Act, 18 U.S.C §3161(h)(7). This Court finds that because defendant needs additional time to review discovery, investigate the case, continue plea negotiations with

the government, and prepare for trial if necessary, the ends of justice served by this delay outweigh the best interests of the defendant and the public in a speedy trial.

IT IS SO ORDERED.

Dated: November 29, 2021

/s/Terrence G. Berg

TERRENCE G. BERG

United States District Judge